

CHAPTER 188

BANKS AND BANKING

S. F. 534

AN ACT to amend section eighteen hundred seventy-seven (1877) of the code of 1897 (C. C. 5803) by adding thereto provisions for the examination, at the instance of receivers appointed thereunder, of persons suspected of having taken wrongful possession of any of the effects of a state or savings bank, or of having had such effects under their control, and providing that such persons may be required to appear and submit to such examination, and for the enforcement of orders made in the course of proceedings.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1. Wrongful possession of property.** That section eighteen
2 hundred seventy-seven (1877) of the code of 1897 be and is hereby
3 amended by adding thereto the following:

4 "The court having direction and control of any such receiver, or
5 any judge thereof, may require, upon the motion of said receiver, any
6 person suspected of having taken wrongful possession of any of the
7 effects of a state or savings bank for which said receiver has been
8 appointed, or of having had such effects under his control, or any
9 officer or agent of any such suspected person, to appear and submit
10 to an examination, under oath, touching such matters, and if, on such
11 examination it appears that the person examined has the wrongful
12 possession of any such property, the court or judge may order the
13 delivery thereof to the receiver.

1 **SEC. 2. Contempt.** If, on being served with the order of the court
2 or judge requiring him to do so, any person fails to appear in accord-
3 ance therewith, or if, having appeared, he refuses to answer any
4 questions which the court or judge thinks proper to be put to him in
5 the course of such examination, or if he fails to comply with the order
6 of the court or judge requiring him to deliver any such property or
7 effects to the receiver he may be committed to the jail of the county
8 until he does."

1 **SEC. 3. Publication clause.** This act being deemed of immediate
2 importance shall be in force and effect from and after its publication
3 in the Des Moines Capital and the Des Moines Register, newspapers
4 published in the city of Des Moines, Iowa.

Approved April 10, A. D. 1923.

I hereby certify that the foregoing act was published in the Des Moines Capital April 12, 1923, and the Des Moines Register April 13, 1923.

W. C. RAMSAY, *Secretary of State.*